

---

By: **Delegates Goldwater, Barkley, Bronrott, Dumais, Kaiser, King, Lawton,  
Lee, Madaleno, Mandel, Montgomery, and Murray**

Introduced and read first time: February 2, 2006

Assigned to: Health and Government Operations

---

A BILL ENTITLED

1 AN ACT concerning

2 **Long-Term Care Insurance - Premium Increase - Refund of Premiums Paid**

3 FOR the purpose of authorizing the insured under a policy of long-term care  
4 insurance to surrender the policy to the insurer if the insurer raises the  
5 premium; providing that the insured is entitled to a refund of certain money  
6 paid under certain circumstances; and generally relating to long-term care  
7 insurance.

8 BY adding to  
9 Article - Insurance  
10 Section 18-119.1  
11 Annotated Code of Maryland  
12 (2002 Replacement Volume and 2005 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
14 MARYLAND, That the Laws of Maryland read as follows:

15 **Article - Insurance**

16 18-119.1.

17 NOTWITHSTANDING ANY OTHER PROVISION OF LAW, IF A LONG-TERM CARE  
18 INSURER CHOOSES TO RAISE THE PREMIUM FOR A POLICY OF LONG-TERM CARE  
19 INSURANCE, THE INSURED UNDER THE POLICY:

20 (1) MAY SURRENDER THE POLICY TO THE LONG-TERM CARE INSURER  
21 FOR CANCELLATION; AND

22 (2) ON WRITTEN NOTICE OF THE SURRENDER TO THE INSURER, IS  
23 ENTITLED TO A REFUND OF ALL MONEY PAID IN PREMIUMS UNDER THE POLICY BUT  
24 NOT USED BY THE POLICYHOLDER.

25 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
26 October 1, 2006.